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| FORM PTO-1390 (Modified) U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE<br>(REV. 11-2000)   |   | ATTORNEY'S DOCKET NUMBER<br><b>1387-8 PCT/US</b>  |
| <b>TRANSMITTAL LETTER TO THE UNITED STATES</b><br><b>DESIGNATED/ELECTED OFFICE (DO/EO/US)</b><br><b>CONCERNING A FILING UNDER 35 U.S.C. 371</b>  |   | U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR<br><div style="font-size: 1.5em; font-weight: bold; text-align: center;">10/501245</div> |
| INTERNATIONAL APPLICATION NO.<br><b>PCT/PL03/00005</b>   | INTERNATIONAL FILING DATE<br><b>16 January 2003</b> | PRIORITY DATE CLAIMED<br><b>21 January 2002</b>   |
| TITLE OF INVENTION<br><b>SYSTEM FOR STORING DATA AND METHOD FOR RECORDING DATA</b>   |   |   |
| APPLICANT(S) FOR DO/EO/US<br><b>Szajdecki et al.</b>   |   |   |
| Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:  |   |   |
| <ol style="list-style-type: none"> <li>1. <input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371.</li> <li>2. <input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371.</li> <li>3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (24) indicated below.</li> <li>4. <input type="checkbox"/> The US has been elected by the expiration of 19 months from the priority date (Article 31).</li> <li>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371 (c) (2))           <ol style="list-style-type: none"> <li>a. <input checked="" type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input type="checkbox"/> has been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</li> </ol> </li> <li>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).           <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> is attached hereto.</li> <li>b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</li> </ol> </li> <li>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))           <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input type="checkbox"/> have been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</li> <li>d. <input checked="" type="checkbox"/> have not been made and will not be made.</li> </ol> </li> <li>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</li> <li>9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).</li> <li>10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).</li> <li>11. <input type="checkbox"/> A copy of the International Preliminary Examination Report (PCT/IPEA/409).</li> <li>12. <input checked="" type="checkbox"/> A copy of the International Search Report (PCT/ISA/210).</li> </ol> <p><b>Items 13 to 20 below concern document(s) or information included:</b></p> <ol style="list-style-type: none"> <li>13. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</li> <li>14. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</li> <li>15. <input checked="" type="checkbox"/> A <b>FIRST</b> preliminary amendment.</li> <li>16. <input type="checkbox"/> A <b>SECOND</b> or <b>SUBSEQUENT</b> preliminary amendment.</li> <li>17. <input type="checkbox"/> A substitute specification.</li> <li>18. <input checked="" type="checkbox"/> A change of power of attorney and/or address letter.</li> <li>19. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.</li> <li>20. <input checked="" type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4).</li> <li>21. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</li> <li>22. <input checked="" type="checkbox"/> Express Mail Label No. <u>EV26176777US</u></li> <li>23. <input checked="" type="checkbox"/> Other items or information:</li> </ol> <p style="margin-top: 10px;"><b>Statements under 37 CFR 3.37(b) (two); Copy of priority document P-351784 and verified English Translation thereof; Correspondence Address Indication Form; Copy of Request including declaration by inventors; Certificate of Express Mailing.</b></p> |   |   |

|                                       |  |  |  |  |  |
|---------------------------------------|--|--|--|--|--|
| U.S. APPLICATION NO. <b>10/501245</b> |  | INTERNATIONAL APPLICATION NO.<br><b>PCT/PL03/00005</b> |  | ATTORNEY'S DOCKET NUMBER<br><b>1387-8 PCT/US</b> |  |
|---------------------------------------|--|--|--|--|--|

|   |              |              |           |  |    |
|---|--------------|--------------|-----------|--|----|
| 24. The following fees are submitted:<br><b>BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)) :</b><br><input type="checkbox"/> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO ..... <b>\$1080.00</b><br><input checked="" type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO ..... <b>\$920.00</b><br><input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... <b>\$770.00</b><br><input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) ..... <b>\$730.00</b><br><input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) ..... <b>\$100.00</b><br><b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b> |              |              |           | <b>CALCULATIONS PTO USE ONLY</b><br><br><br><br><br><br><br> |    |
|   |              |              |           | <b>\$920.00</b>  |    |
| Surcharge of <b>\$130.00</b> for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492 (e)). <input type="checkbox"/> 20 <input type="checkbox"/> 30   |              |              |           | <b>\$0.00</b>  |    |
| CLAIMS  | NUMBER FILED | NUMBER EXTRA | RATE      |  |    |
| Total claims  | 20 - 20 =    | 0            | x \$18.00 | <b>\$0.00</b>  |    |
| Independent claims  | 4 - 3 =      | 1            | x \$86.00 | <b>\$86.00</b>   |    |
| Multiple Dependent Claims (check if applicable) <input type="checkbox"/>  |              |              |           | <b>\$0.00</b>  |    |
| <b>TOTAL OF ABOVE CALCULATIONS =</b>  |              |              |           | <b>\$1,006.00</b>  |    |
| <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.   |              |              |           | <b>\$503.00</b>  |    |
| <b>SUBTOTAL =</b>   |              |              |           | <b>\$503.00</b>  |    |
| Processing fee of <b>\$130.00</b> for furnishing the English translation later than months from the earliest claimed priority date (37 CFR 1.492 (f)). <input type="checkbox"/> 20 <input type="checkbox"/> 30  |              |              |           | <b>\$0.00</b>  |    |
| <b>TOTAL NATIONAL FEE =</b>   |              |              |           | <b>\$503.00</b>  |    |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable). <input checked="" type="checkbox"/>   |              |              |           | <b>\$80.00</b>   |    |
| <b>TOTAL FEES ENCLOSED =</b>  |              |              |           | <b>\$583.00</b>  |    |
|   |              |              |           | Amount to be: refunded                                       | \$ |
|   |              |              |           | charged  | \$ |

a. ☒ A check in the amount of **\$583.00** to cover the above fees is enclosed.

b. ☐ Please charge my Deposit Account No. \_\_\_\_\_ in the amount of \_\_\_\_\_ to cover the above fees.


c. ☒ The Director is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. **08-2461**

d. ☐ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. **Credit card information should not be included on this form.** Provide credit card information and authorization on PTO-2038.

**NOTE:** Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Daniel A. Scola, Jr.  
 HOFFMANN & BARON, LLP  
 6900 Jericho Turnpike  
 Syosset, NY 11791  
 (973) 331-1700

  
 SIGNATURE  
 John S. Sopko  
 NAME  
 41-321  
 REGISTRATION NUMBER  
 July 12, 2004  
 DATE

Please type a plus sign (+) inside this



10/501245

PTO/SB/121 (05-03)

Approved for use through 11/30/2005. OMB 0651-0035

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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# **CORRESPONDENCE ADDRESS INDICATION FORM**

**DT04 Rec'd PCT/PTO 1 2 JUL 2004**

## **Address to:**

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P.O. Box 1450  
Alexandria, VA 22313-1450

Please recognize the following address as the correspondence address:



Customer Number

23869

OR

Type Customer Number here

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Bar Code Label here



Request for Customer Number (PTO/SB/125) submitted herewith.

in the following listed application(s) or patent(s) :

Patent Number  
(if appropriate)

Application Number

Patent Date  
(if appropriate)

U.S. Filing  
Date

U.S. National Phase Entry  
of PCT/PL03/0005

Typed or  
Printed Name

John S. Sopko

Signature

Date

July 12, 2004

Address of signer:

HOFFMANN & BARON, LLP, 6900 Jericho Turnpike, Syosset, NY 11791

(check one)



Applicant or Patentee



Assignee of record of the entire  
interest. Statement under  
37 CFR 3.73(b) is enclosed.  
(Form PTO/SB/96)



Attorney or Agent of record

41,321

(Reg. No.)

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below \*.



\*Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending on the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2

**CERTIFICATE OF MAILING "EXPRESS MAIL" (37 CFR 1.10)**

Applicant(s): Szajdecki et al.

DT04

10/501245

Docket No.

PCT/PTO 12 JUL 2004  
1387-8 PCT/US

Application No.

Unassigned

Filing Date

Herewith

Examiner

Unassigned

Customer No.

23869

Group Art Unit

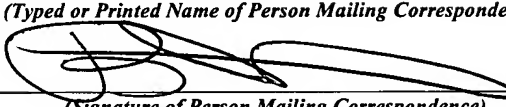
Unassigned

Invention: **SYSTEM FOR STORING DATA AND METHOD FOR RECORDING DATA**

I hereby certify that the following correspondence:

**Transmittal Letter to the United States Designated/Elected Office (DO/EO/US) Concerning a Filing Under 35 U.S.C. 371***(Identify type of correspondence)*

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

July 12, 2004*(Date)*Barbara Thomas*(Typed or Printed Name of Person Mailing Correspondence)*  
*(Signature of Person Mailing Correspondence)*EV26176777US*("Express Mail" Mailing Label Number)***Note: Each paper must have its own certificate of mailing.**